

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

<b>T. RAWDON BEATY,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No.: 2:05cv880-W</b>
	)	
<b>MERCK &amp; CO., INC., a foreign</b>	)	
<b>Corporation, et al.,</b>	)	<b>Removed from the Circuit</b>
	)	<b>Court of Barbour County,</b>
<b>Defendants.</b>	)	<b>Alabama</b>
	)	

**NOTICE OF TAG-ALONG INCLUSION**

COMES NOW Defendant Merck & Co., Inc. ("Merck") and hereby provides notice of the inclusion of this case in Merck's sixty-third notification of potential "tag-along actions" to the Judicial Panel on Multidistrict Litigation (the "MDL Panel") pursuant to Rule 7.5 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation ("R.P.J.P.M.L."). [See Tag-Along Letter, attached hereto as ExhibitA]. Merck expects a conditional transfer order to be issued shortly.

/s/ Austin Huffaker  
R. AUSTIN HUFFAKER, JR. (ASB-3422-F55R)

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**CERTIFICATE OF SERVICE**

I hereby certify that on September 21, 2005, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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